

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: STAHHMANN et al. Examiner: Alter, A.
Serial No.: 10/643,154 Group Art Unit: 3762
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Confirmation No.: 3600 Customer No.: 51294

Title: THERAPY TRIGGERED BY PREDICTION OF DISORDERED BREATHING

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on December 11, 2008.

By: Rennae Johnson
Rennae Johnson

AMENDMENT & RESPONSE UNDER 37 C.F.R. §1.114

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This submission, filed pursuant to 37 C.F.R. § 1.114(c), is in response to the Office Action dated 05/13/2008, which rejected all pending claims 1-48 and 80-100, and which was indicated to be final. Before the filing of this submission, a Response After Final was also filed, on or about July 9, 2008, and a Notice of Appeal was filed on Nov. 13, 2008. The present submission is being filed, together with a request for continued examination (RCE), within two months of the Notice of Appeal, and is thus believed to be timely filed with no fees being due other than those authorized to be paid in the RCE. If this belief is incorrect, please charge any required fees for this submission to Deposit Account No. 50-3581 (GUID.103PA).

AMENDMENTS TO THE CLAIMS begin on page 2 of this paper.

REMARKS/ARGUMENTS begin on page 12 of this paper.